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REJECTION OVER A PENDING "REFERENCE" APPLICATION**

Docket Number (Optional)
2001-0445.00

In re Application of: David Allen Crutchfield, et al.

Application No. : 09/896.975

Start: June 29, 2001

**FER: METHOD AND APPARATUS FOR EFFECTING SYNCHRONOUS
PULSE GENERATION FOR USE IN VARIABLE SPEED SERIAL COMMUNICATIONS**

The owner, Lexmark International, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 09/859,782, filed on May 16, 2001, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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3. The undersigned is an attorney or agent of record. Rec'd No. _____

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D. Brent Lambert, Chief Patent Counsel, Lexmark International, Inc.

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Terminal disclaimer (as under 37 CFR 1.201(a)) is included.

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)
David Allen Crutchfield, et al.) Group: 2637
Serial No.: 09/896,975)
Filed: June 29, 2001)
Title: METHOD AND APPARATUS FOR EFFECTING)
SYNCHRONOUS PULSE GENERATION FOR USE IN)
VARIABLE SPEED SERIAL COMMUNICATIONS) Examiner: J. Meek

LETTER

MS AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby submits a Terminal Disclaimer in the above-identified patent application disclaiming the terminal part of any patent granted on the above-identified patent application which would extend beyond the expiration date of U.S. Patent Application Serial No. 09/859,782.

A check in the amount of \$130.00 as provided by 37 C.F.R. 1.20(d) is submitted with this Terminal Disclaimer. If any additional fee is required, please charge to Account No. 20-0095, Taylor & Aust, P.C.

Respectfully submitted,

Paul C. Gosnell
Paul C. Gosnell
Registration No. 46,735

Attorney for Applicant

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on: January 27, 2006.

Paul C. Gosnell, Reg. No. 46,735

Name of Registered Representative

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Signature

January 27, 2006

Date

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